

## PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tracy E. Grim, et al. Examiner: Marie Patterson  
Serial No. 09/592,462 Group Art Unit: 3728  
Filed: June 9, 2000 Docket No. 480032-307  
Title: FOOTGEAR WITH PRESSURE RELIEF ZONES

CERTIFICATE UNDER 37 CFR 1.8

I hereby certify that this correspondence and identified enclosures are being deposited with the United States Postal Service, first class mail, postage prepaid, under 37 C.F.R. 1.8 on the date indicated, and is addressed to the Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 7-8-03

*Justina S. Townsend*  
Justina S. Townsend

BOX: Non-Fee Amendment  
Commissioner for Patents  
Washington, D.C. 20231

SUPPLEMENTAL DECLARATION  
OF KELLY M. LONG

I, KELLY M. LONG, hereby declare as follows:

1. I hereby reaffirm the statements set forth in my Declaration of March 4, 2003, relative to the above-identified patent application and the inventions described in this application.
2. During the time period covered by my prior Declaration, extending from July 1, 1997 to the end of 2002, I am informed and believe that the total sales of Royce Medical was about \$23,466,217. Accordingly the sales involving the present invention of over \$8,683,000 were a substantial portion of the business of Royce Medical Company.
3. It is further noted that Royce has a substantial number of new products, as evidenced by the more than 40 patents which Royce has on various new products.
4. Attention is also directed to Exhibit B attached to the Declaration of Tracy E. Grim dated September 10, 2001 and filed October 9, 2001, in the above-identified patent application. In this study, which was funded by the Assignee of the present invention, the walker

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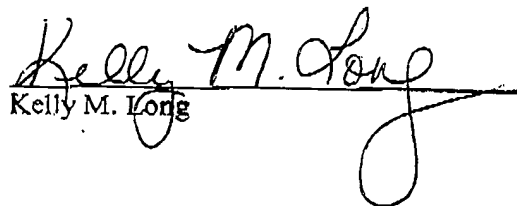
of the present invention (the D.H. Walker) was compared with other available treatment alternatives. The only alternative with comparable results was the total contact cast alternative; and many physicians and cast technicians are reluctant to use total contact casts in view of difficulties of monitoring the progress of the patient, and other problems as outlined in the attached article.

5. It is my opinion that the merits of the present invention, as confirmed scientifically by the test disclosed in the attached article, were a very significant factor in the high sales figures as set forth above, for a small growing company such as Royce Medical Company. Further, as compared with other new products developed by Royce, the present invention has had unusually rapid acceptance and increased sales growth.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent application issuing thereon.

Respectfully submitted,

Date: 7/7/03

  
Kelly M. Long